



#6

PATENT
Our Docket: P-LJ 4859

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)	Examiner: Not Yet Assigned
Ruoslahti and Pasqualini)	
)	Group Art Unit: 1619
Serial No.: 09/922,227)	
)	
Filed: August 2, 2001)	
)	
For: METHOD OF IDENTIFYING)	
MOLECULES THAT HOME TO A)	
SELECTED ORGAN IN VIVO)	
)	

Commissioner for Patents
Washington, D.C. 20231

Sir:

SMALL ENTITY STATEMENT

The U.S. Patent and Trademark (USPTO) permits parties that establish status as a Small Entity to pay certain reduced fees (all citations to 37 C.F.R. § 1.27 except as noted). To be entitled to Small Entity Status, a party must be at least one of the following:

(1) Individual person:

An individual person, including an inventor and persons to whom an inventor has transferred some rights in the invention. § 1.27(a)(1).

(2) Small business concern:

A business concern whose number of employees, including affiliates, does not exceed 500 persons. § 1.27(a)(2) (incorporating 13 C.F.R. § 121.802).

"Business concern" means individual proprietorship, partnership, limited liability company, corporation, joint venture,

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association, trust or cooperative. If the concern is a joint venture, participation by foreign business entities may not be more than 49%. 13 C.F.R. § 121.105.

The "number of employees" is the average number of employees, including the employees of its domestic and foreign affiliates, based on numbers of employees for each of the pay periods for the preceding completed 12 calendar months.

"Employees" includes all individuals employed on a full-time, part-time, temporary, or other basis. Part-time and temporary employees are counted the same as full-time employees. If a concern has not been in business for 12 months, use the average number of employees for each of the pay periods it has been in business. 13 C.F.R. § 121.106.

Concerns are "affiliates" of each other when one concern directly or indirectly controls or has the power to control the other, or when a third party or parties controls or has the power to control both concerns. 13 C.F.R. § 121.103(a).

(3) Nonprofit organization:

A university or other institution of higher education located in any country. § 1.27(a)(3)(ii)(A).

An organization of the type described in section 501(c)(3) of the Internal Revenue Code of 1986 and exempt from taxation under section 501(a). Also included are such organizations located in a foreign country that would qualify if it were located in this country. § 1.27(a)(3)(ii)(B), (D).

A nonprofit scientific or educational organization qualified under a nonprofit organization statute of a U.S. state. Also included are such organizations located in a foreign country that would qualify if it were located in this country. § 1.27(a)(3)(ii)(C), (D).

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Please note that a license to the Government resulting from a rights determination under Executive Order 10096 does not constitute a license that would prohibit claiming Small Entity Status. Similarly, for small business concerns and nonprofit organizations, a license to a Federal agency resulting from a funding agreement with that agency under 35 U.S.C. § 202(c)(4) is not a license that would prohibit claiming Small Entity Status. § 1.27(a)(4).

I hereby assert that I am empowered to sign on behalf of the party identified below ("Party"). Persons empowered to sign include an inventor him- or herself or an authorized officer of the assignee, where the assignee has at least an undivided part interest in the application or patent. § 1.27(c)(2).

I have made a determination of the Party's entitlement to Small Entity Status, including a determination that all parties holding rights in the invention qualify for Small Entity Status. § 1.27(f).

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The Burnham Institute
Targeted Molecules Corporation

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Separate assertions of Small Entity Status should be obtained from each party having rights to the invention.

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11/10/01

Date

Lawrence C. Forte

Name: Lawrence C. Forte

Title: President & CEO

Conforma Therapeutics Corporation
9393 Towne Center Drive, Suite 240
San Diego, California 92121



SMALL ENTITY STATEMENT EXECUTED BY
CONFORMA THERAPEUTICS CORPORATION
Attorney Docket No.: P-LJ 4859
Serial No.: 09/922,227

I hereby certify that this correspondence is being deposited with
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By Andrea L. Gashler
Andrea L. Gashler
Registration No.: 41,029

November 27, 2001
Date of Signature



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Nov 26, 01

Date

E. Lazarides

Name: Elias Lazarides, Ph.D.

Title: President and CEO

TARGETED MOLECULES CORPORATION
6605 Nancy Ridge Drive
San Diego, California 92121

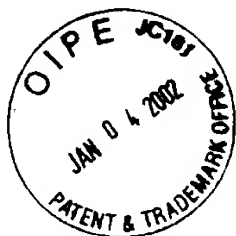


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Serial No.: 09/922,227

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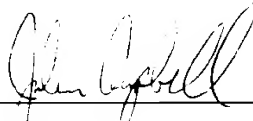
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Date



Name: John M. Campbell

Title: Director of Intellectual Property

The Burnham Institute
10901 North Torrey Pines Road
La Jolla, California 92037



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